

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

FLORENCE EARNEST,

Plaintiff,

Civil Action No.: 1:07-cv-11580

vs.

MERCK & CO., INC.,

Defendant.

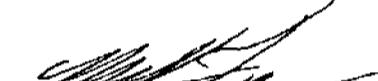
NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to FED. R. CIV. P. 41(a)(1), plaintiff FLORENCE EARNEST, by and through her undersigned counsel, voluntarily dismisses without prejudice the claims against the defendant listed in the caption of this case.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been filed electronically this 25th day of January, 2008, using the Court's CM/ECF system, which will notify all counsel of record.

*Sent via e-mail to John F. Keane
March 14, 2008 E.A.E.J.*



Meghan M. Tans
Timothy M. O'Brien
Levin, Papantonio, Thomas, Mitchell, Eschsner
& Proctor, P.A.
316 South Baylen Street, Suite 600 (32502)
P. O. Box 12308
Pensacola, Florida 32591
Telephone(850) 435-7181
FAX (850) 436-6181
COUNSEL FOR PLAINTIFF